IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.
WRIT PETITION NO. 2935 OF 2004

M/s. Raj Publicity ... Petitioner

Vs.

The Municipal Corporation
of Brihan Mumbai ... Respondent

ALONG WTIH
WRIT PETITION NO. 2948 OF 2004

M/s. Raj Publicity ... Petitioner

Vs.

The Municipal Corproation of
Brihanmumbai ... Respondent

WITH
WRIT PETITION (L) NO. 2744 OF 2004

M/s. In & Out Advertising ... Petitioner

Vs.

The Municipal Corporation of
Brihanmumbai ... Respondent

WITH
WRIT PETITION (L) NO. 2971 OF 2004

Sanjev Gupta ... Petitioner

Vs.

The Municipal Corporation of
Brihanmumbai ... Respondent

Mr. Navin Parikh with Ms. Hetal Patel for Petitioners.

Mrs. A.R. Joshi for Respondents.

CORAM : F.I. REBELLO,J.
DATED : NOVEMBER 03, 2004

P.C.

. Rule. By consent heard forthwith.

. All these matters pertain to hoardings. It is the grievance of the Petitioners herein that the Respondents have issued instructions contrary to the provisions of the scheme. Against the order of the Zonal Deputy Municipal Commissioner appeal lies to the Additional Municipal Commissioner. In the instant case, the appellate Authority has rejected the appeal on the ground that the High Court has not provided for any appeal. Once there are instructions, these instructions would be binding on the respondents. The appeal as filed therefore, will have to be heard and disposed of according to law. In the light of that the following order :

. The impugned orders are set aside. The matters are remanded back to the appellate authority for hearing the petitioners and thereafter pass appropriate orders according to law. Pending the disposal of the appeal, status quo as of today to be maintained and for a period of one week thereafter if the order be adverse.

. Rule made absolute accordingly. No orders as to costs.

. P.A. to issue authenticated copy of this order.

(F.I. REBELLO,J.)